



Rep. Laura Faver Dias

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10400HB0609ham001

LRB104 04475 BAB 34808 a

1 AMENDMENT TO HOUSE BILL 609

2 AMENDMENT NO. _____. Amend House Bill 609 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Autism Data Privacy Act.

6 Section 5. Findings. The General Assembly finds and
7 declares that:

8 (1) Individuals with autism contribute their talents,
9 perspectives, and problem-solving abilities to strengthen
10 Illinois' workforce, enrich families and communities, and
11 advance innovation in science, technology, the arts, and
12 beyond.

13 (2) Illinois is fully committed to disability rights,
14 inclusive services, and person-centered systems of care.

15 (3) All Illinoisans with disabilities are entitled to
16 the full protections of State and federal civil rights

1 laws, including the Illinois Human Rights Act, Section 504
2 of the federal Rehabilitation Act of 1973, and the federal
3 Americans with Disabilities Act.

4 (4) Autism is a neurological difference, not a disease
5 or an epidemic, identified by trained clinicians and
6 health care professionals, with rising identification
7 rates attributable to improved practices, greater
8 awareness, and expanded access to screening tools.

9 (5) Illinois is home to a growing community of
10 self-advocates, professionals, and families working
11 together to promote inclusion, independence, and
12 opportunity for individuals with autism across all areas
13 of life, from education to employment to civic engagement.

14 (6) Illinois has taken bold steps in recent years to
15 invest in human services and promote competitive
16 integrated employment for people with autism and other
17 disabilities.

18 (7) The State of Illinois recognizes that fostering
19 environments of belonging, dignity, and universal access
20 strengthens our communities and ensures that all
21 residents, including people with disabilities, can thrive
22 and fully participate in society.

23 (8) People with disabilities, including individuals
24 with autism, are too often stigmatized and underestimated,
25 and public policy should never diminish the diverse
26 strengths and potential of this community.

1 (9) Recent federal proposals, including the specter of
2 a national autism patient registry, raise serious concerns
3 about the broad collection and use of personally
4 identifiable autism-related data from State, private, and
5 consumer sources without sufficient consent,
6 justification, or accountability.

7 (10) These data collection practices risk violating
8 the privacy, dignity, and autonomy of Illinois residents
9 and may erode access to necessary support services,
10 therapies, workplace accommodations, and lead to
11 discriminatory profiling or surveillance of individuals
12 with disabilities.

13 (11) Decades of rigorous scientific research have
14 shown no relationship between vaccines and autism, and
15 public health depends on the promotion of evidence-based
16 interventions that have been proven to improve the health
17 of residents.

18 (12) The State of Illinois recognizes the importance
19 of promoting credible, up-to-date information and guarding
20 against the danger of misusing autism-related data to
21 advance false narratives, stigmatize individuals, or erode
22 confidence in essential public health measures.

23 (13) Public trust in government data systems depends
24 on meaningful protections for individuals, particularly
25 those from historically marginalized communities,
26 including the disability community.

1 (14) Illinois has a proud history of protecting its
2 residents' privacy, including through the Mental Health
3 and Developmental Disabilities Confidentiality Act, which
4 provides protections more stringent than federal privacy
5 law.

6 (15) Illinois has a compelling interest in securing
7 the health and social needs of its residents, safeguarding
8 personal health information, minimizing unnecessary data
9 collection, and ensuring that no State agency collects or
10 discloses sensitive information without a clear and lawful
11 purpose.

12 Section 10. Definitions. In this Act:

13 "Autism-related data" means personally identifiable
14 information maintained by a State agency that reveals an
15 individual has been identified as autistic.

16 "Data-scraping technology" means automated extraction or
17 copying of data from a website, application, or service
18 outside an authorized application programming interface or
19 other authorized data exchange mechanism, for the purpose of
20 collecting personally identifiable information.

21 "De-identified data" means data that has been
22 de-identified in accordance with 45 CFR 164.514 or successor
23 regulations.

24 "Informed consent" means voluntary, written authorization
25 given by an individual, or the individual's legal guardian,

1 after being clearly informed of the nature, scope, purpose,
2 risks, and potential consequences of the data collection or
3 disclosure.

4 "State agency" means any agency, department, office,
5 officer, division, bureau, board, commission, or other entity
6 of the executive branch of Illinois State government.

7 Section 15. Limitation on collection of autism-related
8 data.

9 (a) A State agency shall not collect, or use data-scraping
10 technology to gather, autism-related data unless the
11 collection:

12 (1) complies with the Health Insurance Portability and
13 Accountability Act of 1996 to the extent the State agency
14 is a HIPAA covered entity or business associate;
15 otherwise, it must comply with the privacy standards in
16 this Act and other applicable law;

17 (2) complies with the Mental Health and Developmental
18 Disabilities Confidentiality Act, to the extent
19 applicable; and

20 (3) is strictly necessary for:

21 (A) the administration of a State or federal
22 benefits program, including payment and reimbursement,
23 providing benefits, or ensuring equality of
24 opportunity, participation, or accessibility;

25 (B) the provision of medical or specialized care

1 or services;

2 (C) the audit or evaluation of a federal-supported
3 or State-supported education program or enforcement
4 of, or compliance with, federal or State legal
5 requirements related to such a program; or

6 (D) compliance with established State or federal
7 law, including public health reporting and
8 surveillance expressly permitted under federal law.

9 (b) Contractors, grantees, and vendors acting on behalf of
10 a State agency shall be held to the same privacy and data
11 protection standards and shall not collect, store, or disclose
12 autism-related data outside the parameters of this Act.

13 (c) In the event of a conflict regarding the use and
14 disclosure of covered records between the Mental Health and
15 Developmental Disabilities Confidentiality Act and this Act,
16 the Mental Health and Developmental Disabilities
17 Confidentiality Act governs the use and disclosure of covered
18 records.

19 (d) Nothing in this Act prohibits the collection, use, or
20 disclosure of autism-related data when expressly required or
21 permitted under State or federal law for:

22 (1) public health activities, disease reporting, or
23 surveillance authorized by law;

24 (2) audits, evaluations, or enforcement of State or
25 federally supported programs; or

26 (3) compliance with federal program requirements,

1 including Title XIX of the federal Social Security Act,
2 the federal Individuals with Disabilities Education Act,
3 and other applicable statutes.

4 Section 20. Restrictions on disclosure of autism-related
5 data.

6 (a) A State agency shall not disclose personally
7 identifiable autism-related data to any entity outside
8 Illinois State government unless:

9 (1) the individual, or the individual's legal
10 guardian, provides informed, written consent for a
11 specific use;

12 (2) the disclosure is pursuant to an order issued by a
13 court;

14 (3) the disclosure is necessary to provide
15 educational, medical, employment, housing, or other
16 essential services and supports to the individual; or

17 (4) the disclosure is required to comply with
18 established State or federal law.

19 (b) All disclosures must be limited to the minimum amount
20 of information necessary to meet the legal requirement and, if
21 permitted and practicable, must be made using de-identified
22 data.

23 (c) Autism-related data is exempt from inspection and
24 copying under the Freedom of Information Act to the extent
25 disclosure is prohibited by this Act or other State or federal

1 law.

2 (d) Nothing in this Act limits disclosures permitted under
3 42 CFR Part 2 regarding substance use disorder treatment
4 records, including disclosures made with patient consent,
5 pursuant to court order, or as otherwise authorized by federal
6 law.

7 Section 25. Preservation of civil rights. Nothing in this
8 Act limits any rights or protections guaranteed under federal
9 or State law, including Section 504 of the federal
10 Rehabilitation Act of 1973, the federal Americans with
11 Disabilities Act, the federal Individuals with Disabilities
12 Education Act, the federal Health Insurance Portability and
13 Accountability Act of 1996, the federal Genetic Information
14 Nondiscrimination Act, the Illinois Human Rights Act, the
15 Mental Health and Developmental Disabilities Confidentiality
16 Act, or any other established law protecting individuals with
17 disabilities from discrimination or protecting the privacy of
18 personal health information.

19 Section 30. Compliance review.

20 (a) The Governor's Office shall, every 2 years, review
21 agency compliance with this Act and recommend additional
22 safeguards as necessary to protect personally identifiable
23 information and support the use of de-identified data for
24 credible research.

1 (b) The Deputy Governor for Health and Human Services may
2 appoint a time-limited, ad hoc Autism Data Privacy Advisory
3 Group composed of at least 5 and no more than 13 State agency
4 staff, self-advocates, family members, data privacy experts,
5 or disability rights attorneys to discuss implementation and
6 provide recommendations on improvements or necessary updates
7 to continue this Act.

8 Section 35. Relationship to other laws. Nothing in this
9 Act limits or supersedes the breach notification requirements
10 under the Personal Information Protection Act or any other
11 applicable State or federal law.

12 Section 80. The Freedom of Information Act is amended by
13 changing Section 7.5 as follows:

14 (5 ILCS 140/7.5)

15 (Text of Section before amendment by P.A. 104-441 and
16 104-457)

17 Sec. 7.5. Statutory exemptions. To the extent provided for
18 by the statutes referenced below, the following shall be
19 exempt from inspection and copying:

20 (a) All information determined to be confidential
21 under Section 4002 of the Technology Advancement and
22 Development Act.

23 (b) Library circulation and order records identifying

1 library users with specific materials under the Library
2 Records Confidentiality Act.

3 (c) Applications, related documents, and medical
4 records received by the Experimental Organ Transplantation
5 Procedures Board and any and all documents or other
6 records prepared by the Experimental Organ Transplantation
7 Procedures Board or its staff relating to applications it
8 has received.

9 (d) Information and records held by the Department of
10 Public Health and its authorized representatives relating
11 to known or suspected cases of sexually transmitted
12 infection or any information the disclosure of which is
13 restricted under the Illinois Sexually Transmitted
14 Infection Control Act.

15 (e) Information the disclosure of which is exempted
16 under Section 30 of the Radon Industry Licensing Act.

17 (f) Firm performance evaluations under Section 55 of
18 the Architectural, Engineering, and Land Surveying
19 Qualifications Based Selection Act.

20 (g) Information the disclosure of which is restricted
21 and exempted under Section 50 of the Illinois Prepaid
22 Tuition Act.

23 (h) Information the disclosure of which is exempted
24 under the State Officials and Employees Ethics Act, and
25 records of any lawfully created State or local inspector
26 general's office that would be exempt if created or

1 obtained by an Executive Inspector General's office under
2 that Act.

3 (i) Information contained in a local emergency energy
4 plan submitted to a municipality in accordance with a
5 local emergency energy plan ordinance that is adopted
6 under Section 11-21.5-5 of the Illinois Municipal Code.

7 (j) Information and data concerning the distribution
8 of surcharge moneys collected and remitted by carriers
9 under the Emergency Telephone System Act.

10 (k) Law enforcement officer identification information
11 or driver identification information compiled by a law
12 enforcement agency or the Department of Transportation
13 under Section 11-212 of the Illinois Vehicle Code.

14 (l) Records and information provided to a residential
15 health care facility resident sexual assault and death
16 review team or the Executive Council under the Abuse
17 Prevention Review Team Act.

18 (m) Information provided to the predatory lending
19 database created pursuant to Article 3 of the Residential
20 Real Property Disclosure Act, except to the extent
21 authorized under that Article.

22 (n) Defense budgets and petitions for certification of
23 compensation and expenses for court appointed trial
24 counsel as provided under Sections 10 and 15 of the
25 Capital Crimes Litigation Act (repealed). This subsection

26 (n) shall apply until the conclusion of the trial of the

1 case, even if the prosecution chooses not to pursue the
2 death penalty prior to trial or sentencing.

3 (o) Information that is prohibited from being
4 disclosed under Section 4 of the Illinois Health and
5 Hazardous Substances Registry Act.

6 (p) Security portions of system safety program plans,
7 investigation reports, surveys, schedules, lists, data, or
8 information compiled, collected, or prepared by or for the
9 Department of Transportation under Sections 2705-300 and
10 2705-616 of the Department of Transportation Law of the
11 Civil Administrative Code of Illinois, the Regional
12 Transportation Authority under Section 2.11 of the
13 Regional Transportation Authority Act, or the St. Clair
14 County Transit District under the Bi-State Transit Safety
15 Act (repealed).

16 (q) Information prohibited from being disclosed by the
17 Personnel Record Review Act.

18 (r) Information prohibited from being disclosed by the
19 Illinois School Student Records Act.

20 (s) Information the disclosure of which is restricted
21 under Section 5-108 of the Public Utilities Act.

22 (t) (Blank).

23 (u) Records and information provided to an independent
24 team of experts under the Developmental Disability and
25 Mental Health Safety Act (also known as Brian's Law).

26 (v) Names and information of people who have applied

1 for or received Firearm Owner's Identification Cards under
2 the Firearm Owners Identification Card Act or applied for
3 or received a concealed carry license under the Firearm
4 Concealed Carry Act, unless otherwise authorized by the
5 Firearm Concealed Carry Act; and databases under the
6 Firearm Concealed Carry Act, records of the Concealed
7 Carry Licensing Review Board under the Firearm Concealed
8 Carry Act, and law enforcement agency objections under the
9 Firearm Concealed Carry Act.

10 (v-5) Records of the Firearm Owner's Identification
11 Card Review Board that are exempted from disclosure under
12 Section 10 of the Firearm Owners Identification Card Act.

13 (w) Personally identifiable information which is
14 exempted from disclosure under subsection (g) of Section
15 19.1 of the Toll Highway Act.

16 (x) Information which is exempted from disclosure
17 under Section 5-1014.3 of the Counties Code or Section
18 8-11-21 of the Illinois Municipal Code.

19 (y) Confidential information under the Adult
20 Protective Services Act and its predecessor enabling
21 statute, the Elder Abuse and Neglect Act, including
22 information about the identity and administrative finding
23 against any caregiver of a verified and substantiated
24 decision of abuse, neglect, or financial exploitation of
25 an eligible adult maintained in the Registry established
26 under Section 7.5 of the Adult Protective Services Act.

1 (z) Records and information provided to a fatality
2 review team or the Illinois Fatality Review Team Advisory
3 Council under Section 15 of the Adult Protective Services
4 Act.

5 (aa) Information which is exempted from disclosure
6 under Section 2.37 of the Wildlife Code.

7 (bb) Information which is or was prohibited from
8 disclosure by the Juvenile Court Act of 1987.

9 (cc) Recordings made under the Law Enforcement
10 Officer-Worn Body Camera Act, except to the extent
11 authorized under that Act.

12 (dd) Information that is prohibited from being
13 disclosed under Section 45 of the Condominium and Common
14 Interest Community Ombudsperson Act.

15 (ee) Information that is exempted from disclosure
16 under Section 30.1 of the Pharmacy Practice Act.

17 (ff) Information that is exempted from disclosure
18 under the Revised Uniform Unclaimed Property Act.

19 (gg) Information that is prohibited from being
20 disclosed under Section 7-603.5 of the Illinois Vehicle
21 Code.

22 (hh) Records that are exempt from disclosure under
23 Section 1A-16.7 of the Election Code.

24 (ii) Information which is exempted from disclosure
25 under Section 2505-800 of the Department of Revenue Law of
26 the Civil Administrative Code of Illinois.

1 (jj) Information and reports that are required to be
2 submitted to the Department of Labor by registering day
3 and temporary labor service agencies but are exempt from
4 disclosure under subsection (a-1) of Section 45 of the Day
5 and Temporary Labor Services Act.

6 (kk) Information prohibited from disclosure under the
7 Seizure and Forfeiture Reporting Act.

8 (ll) Information the disclosure of which is restricted
9 and exempted under Section 5-30.8 of the Illinois Public
10 Aid Code.

11 (mm) Records that are exempt from disclosure under
12 Section 4.2 of the Crime Victims Compensation Act.

13 (nn) Information that is exempt from disclosure under
14 Section 70 of the Higher Education Student Assistance Act.

15 (oo) Communications, notes, records, and reports
16 arising out of a peer support counseling session
17 prohibited from disclosure under the First Responders
18 Suicide Prevention Act.

19 (pp) Names and all identifying information relating to
20 an employee of an emergency services provider or law
21 enforcement agency under the First Responders Suicide
22 Prevention Act.

23 (qq) Information and records held by the Department of
24 Public Health and its authorized representatives collected
25 under the Reproductive Health Act.

26 (rr) Information that is exempt from disclosure under

1 the Cannabis Regulation and Tax Act.

2 (ss) Data reported by an employer to the Department of
3 Human Rights pursuant to Section 2-108 of the Illinois
4 Human Rights Act.

5 (tt) Recordings made under the Children's Advocacy
6 Center Act, except to the extent authorized under that
7 Act.

8 (uu) Information that is exempt from disclosure under
9 Section 50 of the Sexual Assault Evidence Submission Act.

10 (vv) Information that is exempt from disclosure under
11 subsections (f) and (j) of Section 5-36 of the Illinois
12 Public Aid Code.

13 (ww) Information that is exempt from disclosure under
14 Section 16.8 of the State Treasurer Act.

15 (xx) Information that is exempt from disclosure or
16 information that shall not be made public under the
17 Illinois Insurance Code.

18 (yy) Information prohibited from being disclosed under
19 the Illinois Educational Labor Relations Act.

20 (zz) Information prohibited from being disclosed under
21 the Illinois Public Labor Relations Act.

22 (aaa) Information prohibited from being disclosed
23 under Section 1-167 of the Illinois Pension Code.

24 (bbb) Information that is prohibited from disclosure
25 by the Illinois Police Training Act and the Illinois State
26 Police Act.

1 (ccc) Records exempt from disclosure under Section
2 2605-304 of the Illinois State Police Law of the Civil
3 Administrative Code of Illinois.

4 (ddd) Information prohibited from being disclosed
5 under Section 35 of the Address Confidentiality for
6 Victims of Domestic Violence, Sexual Assault, Human
7 Trafficking, or Stalking Act.

8 (eee) Information prohibited from being disclosed
9 under subsection (b) of Section 75 of the Domestic
10 Violence Fatality Review Act.

11 (fff) Images from cameras under the Expressway Camera
12 Act and all automated license plate reader (ALPR)
13 information used and collected by the Illinois State
14 Police. "ALPR information" means information gathered by
15 an ALPR or created from the analysis of data generated by
16 an ALPR. This subsection (fff) is inoperative on and after
17 July 1, 2028.

18 (ggg) Information prohibited from disclosure under
19 paragraph (3) of subsection (a) of Section 14 of the Nurse
20 Agency Licensing Act.

21 (hhh) Information submitted to the Illinois State
22 Police in an affidavit or application for an assault
23 weapon endorsement, assault weapon attachment endorsement,
24 .50 caliber rifle endorsement, or .50 caliber cartridge
25 endorsement under the Firearm Owners Identification Card
26 Act.

1 (iii) Data exempt from disclosure under Section 50 of
2 the School Safety Drill Act.

3 (jjj) Information exempt from disclosure under Section
4 30 of the Insurance Data Security Law.

5 (kkk) Confidential business information prohibited
6 from disclosure under Section 45 of the Paint Stewardship
7 Act.

8 (lll) Data exempt from disclosure under Section
9 2-3.196 of the School Code.

10 (mmm) Information prohibited from being disclosed
11 under subsection (e) of Section 1-129 of the Illinois
12 Power Agency Act.

13 (nnn) Materials received by the Department of Commerce
14 and Economic Opportunity that are confidential under the
15 Music and Musicians Tax Credit and Jobs Act.

16 (ooo) Data or information provided pursuant to Section
17 20 of the Statewide Recycling Needs and Assessment Act.

18 (ppp) Information that is exempt from disclosure under
19 Section 28-11 of the Lawful Health Care Activity Act.

20 (qqq) Information that is exempt from disclosure under
21 Section 7-101 of the Illinois Human Rights Act.

22 (rrr) Information prohibited from being disclosed
23 under Section 4-2 of the Uniform Money Transmission
24 Modernization Act.

25 (sss) Information exempt from disclosure under Section
26 40 of the Student-Athlete Endorsement Rights Act.

1 (ttt) Audio recordings made under Section 30 of the
2 Illinois State Police Act, except to the extent authorized
3 under that Section.

4 (uuu) Information prohibited from being disclosed
5 under Section 30-5 of the Digital Assets Regulation Act.

6 (www) Information exempt from disclosure under the
7 Autism Data Privacy Act.

8 (Source: P.A. 103-8, eff. 6-7-23; 103-34, eff. 6-9-23;
9 103-142, eff. 1-1-24; 103-372, eff. 1-1-24; 103-472, eff.
10 8-1-24; 103-508, eff. 8-4-23; 103-580, eff. 12-8-23; 103-592,
11 eff. 6-7-24; 103-605, eff. 7-1-24; 103-636, eff. 7-1-24;
12 103-724, eff. 1-1-25; 103-786, eff. 8-7-24; 103-859, eff.
13 8-9-24; 103-991, eff. 8-9-24; 103-1049, eff. 8-9-24; 103-1081,
14 eff. 3-21-25; 104-10, eff. 6-16-25; 104-18, eff. 6-30-25;
15 104-417, eff. 8-15-25; 104-428, eff. 8-18-25; revised
16 9-10-25.)

17 (Text of Section after amendment by P.A. 104-457 but
18 before 104-441)

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20 by the statutes referenced below, the following shall be
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24 Development Act.

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1 library users with specific materials under the Library
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6 records prepared by the Experimental Organ Transplantation
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18 the Architectural, Engineering, and Land Surveying
19 Qualifications Based Selection Act.

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21 and exempted under Section 50 of the Illinois Prepaid
22 Tuition Act.

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25 records of any lawfully created State or local inspector
26 general's office that would be exempt if created or

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2 that Act.

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4 plan submitted to a municipality in accordance with a
5 local emergency energy plan ordinance that is adopted
6 under Section 11-21.5-5 of the Illinois Municipal Code.

7 (j) Information and data concerning the distribution
8 of surcharge moneys collected and remitted by carriers
9 under the Emergency Telephone System Act.

10 (k) Law enforcement officer identification information
11 or driver identification information compiled by a law
12 enforcement agency or the Department of Transportation
13 under Section 11-212 of the Illinois Vehicle Code.

14 (l) Records and information provided to a residential
15 health care facility resident sexual assault and death
16 review team or the Executive Council under the Abuse
17 Prevention Review Team Act.

18 (m) Information provided to the predatory lending
19 database created pursuant to Article 3 of the Residential
20 Real Property Disclosure Act, except to the extent
21 authorized under that Article.

22 (n) Defense budgets and petitions for certification of
23 compensation and expenses for court appointed trial
24 counsel as provided under Sections 10 and 15 of the
25 Capital Crimes Litigation Act (repealed). This subsection
26 (n) shall apply until the conclusion of the trial of the

1 case, even if the prosecution chooses not to pursue the
2 death penalty prior to trial or sentencing.

3 (o) Information that is prohibited from being
4 disclosed under Section 4 of the Illinois Health and
5 Hazardous Substances Registry Act.

6 (p) Security portions of system safety program plans,
7 investigation reports, surveys, schedules, lists, data, or
8 information compiled, collected, or prepared by or for the
9 Department of Transportation under Sections 2705-300 and
10 2705-616 of the Department of Transportation Law of the
11 Civil Administrative Code of Illinois, the Northern
12 Illinois Transit Authority under Section 2.11 of the
13 Northern Illinois Transit Authority Act, or the St. Clair
14 County Transit District under the Bi-State Transit Safety
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24 team of experts under the Developmental Disability and
25 Mental Health Safety Act (also known as Brian's Law).

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2 the Firearm Owners Identification Card Act or applied for
3 or received a concealed carry license under the Firearm
4 Concealed Carry Act, unless otherwise authorized by the
5 Firearm Concealed Carry Act; and databases under the
6 Firearm Concealed Carry Act, records of the Concealed
7 Carry Licensing Review Board under the Firearm Concealed
8 Carry Act, and law enforcement agency objections under the
9 Firearm Concealed Carry Act.

10 (v-5) Records of the Firearm Owner's Identification
11 Card Review Board that are exempted from disclosure under
12 Section 10 of the Firearm Owners Identification Card Act.

13 (w) Personally identifiable information which is
14 exempted from disclosure under subsection (g) of Section
15 19.1 of the Toll Highway Act.

16 (x) Information which is exempted from disclosure
17 under Section 5-1014.3 of the Counties Code or Section
18 8-11-21 of the Illinois Municipal Code.

19 (y) Confidential information under the Adult
20 Protective Services Act and its predecessor enabling
21 statute, the Elder Abuse and Neglect Act, including
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24 decision of abuse, neglect, or financial exploitation of
25 an eligible adult maintained in the Registry established
26 under Section 7.5 of the Adult Protective Services Act.

1 (z) Records and information provided to a fatality
2 review team or the Illinois Fatality Review Team Advisory
3 Council under Section 15 of the Adult Protective Services
4 Act.

5 (aa) Information which is exempted from disclosure
6 under Section 2.37 of the Wildlife Code.

7 (bb) Information which is or was prohibited from
8 disclosure by the Juvenile Court Act of 1987.

9 (cc) Recordings made under the Law Enforcement
10 Officer-Worn Body Camera Act, except to the extent
11 authorized under that Act.

12 (dd) Information that is prohibited from being
13 disclosed under Section 45 of the Condominium and Common
14 Interest Community Ombudsperson Act.

15 (ee) Information that is exempted from disclosure
16 under Section 30.1 of the Pharmacy Practice Act.

17 (ff) Information that is exempted from disclosure
18 under the Revised Uniform Unclaimed Property Act.

19 (gg) Information that is prohibited from being
20 disclosed under Section 7-603.5 of the Illinois Vehicle
21 Code.

22 (hh) Records that are exempt from disclosure under
23 Section 1A-16.7 of the Election Code.

24 (ii) Information which is exempted from disclosure
25 under Section 2505-800 of the Department of Revenue Law of
26 the Civil Administrative Code of Illinois.

1 (jj) Information and reports that are required to be
2 submitted to the Department of Labor by registering day
3 and temporary labor service agencies but are exempt from
4 disclosure under subsection (a-1) of Section 45 of the Day
5 and Temporary Labor Services Act.

6 (kk) Information prohibited from disclosure under the
7 Seizure and Forfeiture Reporting Act.

8 (ll) Information the disclosure of which is restricted
9 and exempted under Section 5-30.8 of the Illinois Public
10 Aid Code.

11 (mm) Records that are exempt from disclosure under
12 Section 4.2 of the Crime Victims Compensation Act.

13 (nn) Information that is exempt from disclosure under
14 Section 70 of the Higher Education Student Assistance Act.

15 (oo) Communications, notes, records, and reports
16 arising out of a peer support counseling session
17 prohibited from disclosure under the First Responders
18 Suicide Prevention Act.

19 (pp) Names and all identifying information relating to
20 an employee of an emergency services provider or law
21 enforcement agency under the First Responders Suicide
22 Prevention Act.

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24 Public Health and its authorized representatives collected
25 under the Reproductive Health Act.

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1 the Cannabis Regulation and Tax Act.

2 (ss) Data reported by an employer to the Department of
3 Human Rights pursuant to Section 2-108 of the Illinois
4 Human Rights Act.

5 (tt) Recordings made under the Children's Advocacy
6 Center Act, except to the extent authorized under that
7 Act.

8 (uu) Information that is exempt from disclosure under
9 Section 50 of the Sexual Assault Evidence Submission Act.

10 (vv) Information that is exempt from disclosure under
11 subsections (f) and (j) of Section 5-36 of the Illinois
12 Public Aid Code.

13 (ww) Information that is exempt from disclosure under
14 Section 16.8 of the State Treasurer Act.

15 (xx) Information that is exempt from disclosure or
16 information that shall not be made public under the
17 Illinois Insurance Code.

18 (yy) Information prohibited from being disclosed under
19 the Illinois Educational Labor Relations Act.

20 (zz) Information prohibited from being disclosed under
21 the Illinois Public Labor Relations Act.

22 (aaa) Information prohibited from being disclosed
23 under Section 1-167 of the Illinois Pension Code.

24 (bbb) Information that is prohibited from disclosure
25 by the Illinois Police Training Act and the Illinois State
26 Police Act.

1 (ccc) Records exempt from disclosure under Section
2 2605-304 of the Illinois State Police Law of the Civil
3 Administrative Code of Illinois.

4 (ddd) Information prohibited from being disclosed
5 under Section 35 of the Address Confidentiality for
6 Victims of Domestic Violence, Sexual Assault, Human
7 Trafficking, or Stalking Act.

8 (eee) Information prohibited from being disclosed
9 under subsection (b) of Section 75 of the Domestic
10 Violence Fatality Review Act.

11 (fff) Images from cameras under the Expressway Camera
12 Act and all automated license plate reader (ALPR)
13 information used and collected by the Illinois State
14 Police. "ALPR information" means information gathered by
15 an ALPR or created from the analysis of data generated by
16 an ALPR. This subsection (fff) is inoperative on and after
17 July 1, 2028.

18 (ggg) Information prohibited from disclosure under
19 paragraph (3) of subsection (a) of Section 14 of the Nurse
20 Agency Licensing Act.

21 (hhh) Information submitted to the Illinois State
22 Police in an affidavit or application for an assault
23 weapon endorsement, assault weapon attachment endorsement,
24 .50 caliber rifle endorsement, or .50 caliber cartridge
25 endorsement under the Firearm Owners Identification Card
26 Act.

1 (iii) Data exempt from disclosure under Section 50 of
2 the School Safety Drill Act.

3 (jjj) Information exempt from disclosure under Section
4 30 of the Insurance Data Security Law.

5 (kkk) Confidential business information prohibited
6 from disclosure under Section 45 of the Paint Stewardship
7 Act.

8 (lll) Data exempt from disclosure under Section
9 2-3.196 of the School Code.

10 (mmm) Information prohibited from being disclosed
11 under subsection (e) of Section 1-129 of the Illinois
12 Power Agency Act.

13 (nnn) Materials received by the Department of Commerce
14 and Economic Opportunity that are confidential under the
15 Music and Musicians Tax Credit and Jobs Act.

16 (ooo) Data or information provided pursuant to Section
17 20 of the Statewide Recycling Needs and Assessment Act.

18 (ppp) Information that is exempt from disclosure under
19 Section 28-11 of the Lawful Health Care Activity Act.

20 (qqq) Information that is exempt from disclosure under
21 Section 7-101 of the Illinois Human Rights Act.

22 (rrr) Information prohibited from being disclosed
23 under Section 4-2 of the Uniform Money Transmission
24 Modernization Act.

25 (sss) Information exempt from disclosure under Section
26 40 of the Student-Athlete Endorsement Rights Act.

1 (ttt) Audio recordings made under Section 30 of the
2 Illinois State Police Act, except to the extent authorized
3 under that Section.

4 (uuu) Information prohibited from being disclosed
5 under Section 30-5 of the Digital Assets Regulation Act.

6 (www) Information exempt from disclosure under the
7 Autism Data Privacy Act.

8 (Source: P.A. 103-8, eff. 6-7-23; 103-34, eff. 6-9-23;
9 103-142, eff. 1-1-24; 103-372, eff. 1-1-24; 103-472, eff.
10 8-1-24; 103-508, eff. 8-4-23; 103-580, eff. 12-8-23; 103-592,
11 eff. 6-7-24; 103-605, eff. 7-1-24; 103-636, eff. 7-1-24;
12 103-724, eff. 1-1-25; 103-786, eff. 8-7-24; 103-859, eff.
13 8-9-24; 103-991, eff. 8-9-24; 103-1049, eff. 8-9-24; 103-1081,
14 eff. 3-21-25; 104-10, eff. 6-16-25; 104-18, eff. 6-30-25;
15 104-417, eff. 8-15-25; 104-428, eff. 8-18-25; 104-457, eff.
16 6-1-26; revised 1-7-26.)

17 (Text of Section after amendment by P.A. 104-441)

18 Sec. 7.5. Statutory exemptions. To the extent provided for
19 by the statutes referenced below, the following shall be
20 exempt from inspection and copying:

21 (a) All information determined to be confidential
22 under Section 4002 of the Technology Advancement and
23 Development Act.

24 (b) Library circulation and order records identifying
25 library users with specific materials under the Library

1 Records Confidentiality Act.

2 (c) Applications, related documents, and medical
3 records received by the Experimental Organ Transplantation
4 Procedures Board and any and all documents or other
5 records prepared by the Experimental Organ Transplantation
6 Procedures Board or its staff relating to applications it
7 has received.

8 (d) Information and records held by the Department of
9 Public Health and its authorized representatives relating
10 to known or suspected cases of sexually transmitted
11 infection or any information the disclosure of which is
12 restricted under the Illinois Sexually Transmitted
13 Infection Control Act.

14 (e) Information the disclosure of which is exempted
15 under Section 30 of the Radon Industry Licensing Act.

16 (f) Firm performance evaluations under Section 55 of
17 the Architectural, Engineering, and Land Surveying
18 Qualifications Based Selection Act.

19 (g) Information the disclosure of which is restricted
20 and exempted under Section 50 of the Illinois Prepaid
21 Tuition Act.

22 (h) Information the disclosure of which is exempted
23 under the State Officials and Employees Ethics Act, and
24 records of any lawfully created State or local inspector
25 general's office that would be exempt if created or
26 obtained by an Executive Inspector General's office under

1 that Act.

2 (i) Information contained in a local emergency energy
3 plan submitted to a municipality in accordance with a
4 local emergency energy plan ordinance that is adopted
5 under Section 11-21.5-5 of the Illinois Municipal Code.

6 (j) Information and data concerning the distribution
7 of surcharge moneys collected and remitted by carriers
8 under the Emergency Telephone System Act.

9 (k) Law enforcement officer identification information
10 or driver identification information compiled by a law
11 enforcement agency or the Department of Transportation
12 under Section 11-212 of the Illinois Vehicle Code.

13 (l) Records and information provided to a residential
14 health care facility resident sexual assault and death
15 review team or the Executive Council under the Abuse
16 Prevention Review Team Act.

17 (m) Information provided to the predatory lending
18 database created pursuant to Article 3 of the Residential
19 Real Property Disclosure Act, except to the extent
20 authorized under that Article.

21 (n) Defense budgets and petitions for certification of
22 compensation and expenses for court appointed trial
23 counsel as provided under Sections 10 and 15 of the
24 Capital Crimes Litigation Act (repealed). This subsection
25 (n) shall apply until the conclusion of the trial of the
26 case, even if the prosecution chooses not to pursue the

1 death penalty prior to trial or sentencing.

2 (o) Information that is prohibited from being
3 disclosed under Section 4 of the Illinois Health and
4 Hazardous Substances Registry Act.

5 (p) Security portions of system safety program plans,
6 investigation reports, surveys, schedules, lists, data, or
7 information compiled, collected, or prepared by or for the
8 Department of Transportation under Sections 2705-300 and
9 2705-616 of the Department of Transportation Law of the
10 Civil Administrative Code of Illinois, the Northern
11 Illinois Transit Authority under Section 2.11 of the
12 Northern Illinois Transit Authority Act, or the St. Clair
13 County Transit District under the Bi-State Transit Safety
14 Act (repealed).

15 (q) Information prohibited from being disclosed by the
16 Personnel Record Review Act.

17 (r) Information prohibited from being disclosed by the
18 Illinois School Student Records Act.

19 (s) Information the disclosure of which is restricted
20 under Section 5-108 of the Public Utilities Act.

21 (t) (Blank).

22 (u) Records and information provided to an independent
23 team of experts under the Developmental Disability and
24 Mental Health Safety Act (also known as Brian's Law).

25 (v) Names and information of people who have applied
26 for or received Firearm Owner's Identification Cards under

1 the Firearm Owners Identification Card Act or applied for
2 or received a concealed carry license under the Firearm
3 Concealed Carry Act, unless otherwise authorized by the
4 Firearm Concealed Carry Act; and databases under the
5 Firearm Concealed Carry Act, records of the Concealed
6 Carry Licensing Review Board under the Firearm Concealed
7 Carry Act, and law enforcement agency objections under the
8 Firearm Concealed Carry Act.

9 (v-5) Records of the Firearm Owner's Identification
10 Card Review Board that are exempted from disclosure under
11 Section 10 of the Firearm Owners Identification Card Act.

12 (w) Personally identifiable information which is
13 exempted from disclosure under subsection (g) of Section
14 19.1 of the Toll Highway Act.

15 (x) Information which is exempted from disclosure
16 under Section 5-1014.3 of the Counties Code or Section
17 8-11-21 of the Illinois Municipal Code.

18 (y) Confidential information under the Adult
19 Protective Services Act and its predecessor enabling
20 statute, the Elder Abuse and Neglect Act, including
21 information about the identity and administrative finding
22 against any caregiver of a verified and substantiated
23 decision of abuse, neglect, or financial exploitation of
24 an eligible adult maintained in the Registry established
25 under Section 7.5 of the Adult Protective Services Act.

26 (z) Records and information provided to a fatality

1 review team or the Illinois Fatality Review Team Advisory
2 Council under Section 15 of the Adult Protective Services
3 Act.

4 (aa) Information which is exempted from disclosure
5 under Section 2.37 of the Wildlife Code.

6 (bb) Information which is or was prohibited from
7 disclosure by the Juvenile Court Act of 1987.

8 (cc) Recordings made under the Law Enforcement
9 Officer-Worn Body Camera Act, except to the extent
10 authorized under that Act.

11 (dd) Information that is prohibited from being
12 disclosed under Section 45 of the Condominium and Common
13 Interest Community Ombudsperson Act.

14 (ee) Information that is exempted from disclosure
15 under Section 30.1 of the Pharmacy Practice Act.

16 (ff) Information that is exempted from disclosure
17 under the Revised Uniform Unclaimed Property Act.

18 (gg) Information that is prohibited from being
19 disclosed under Section 7-603.5 of the Illinois Vehicle
20 Code.

21 (hh) Records that are exempt from disclosure under
22 Section 1A-16.7 of the Election Code.

23 (ii) Information which is exempted from disclosure
24 under Section 2505-800 of the Department of Revenue Law of
25 the Civil Administrative Code of Illinois.

26 (jj) Information and reports that are required to be

1 submitted to the Department of Labor by registering day
2 and temporary labor service agencies but are exempt from
3 disclosure under subsection (a-1) of Section 45 of the Day
4 and Temporary Labor Services Act.

5 (kk) Information prohibited from disclosure under the
6 Seizure and Forfeiture Reporting Act.

7 (ll) Information the disclosure of which is restricted
8 and exempted under Section 5-30.8 of the Illinois Public
9 Aid Code.

10 (mm) Records that are exempt from disclosure under
11 Section 4.2 of the Crime Victims Compensation Act.

12 (nn) Information that is exempt from disclosure under
13 Section 70 of the Higher Education Student Assistance Act.

14 (oo) Communications, notes, records, and reports
15 arising out of a peer support counseling session
16 prohibited from disclosure under the First Responders
17 Suicide Prevention Act.

18 (pp) Names and all identifying information relating to
19 an employee of an emergency services provider or law
20 enforcement agency under the First Responders Suicide
21 Prevention Act.

22 (qq) Information and records held by the Department of
23 Public Health and its authorized representatives collected
24 under the Reproductive Health Act.

25 (rr) Information that is exempt from disclosure under
26 the Cannabis Regulation and Tax Act.

1 (ss) Data reported by an employer to the Department of
2 Human Rights pursuant to Section 2-108 of the Illinois
3 Human Rights Act.

4 (tt) Recordings made under the Children's Advocacy
5 Center Act, except to the extent authorized under that
6 Act.

7 (uu) Information that is exempt from disclosure under
8 Section 50 of the Sexual Assault Evidence Submission Act.

9 (vv) Information that is exempt from disclosure under
10 subsections (f) and (j) of Section 5-36 of the Illinois
11 Public Aid Code.

12 (wv) Information that is exempt from disclosure under
13 Section 16.8 of the State Treasurer Act.

14 (xx) Information that is exempt from disclosure or
15 information that shall not be made public under the
16 Illinois Insurance Code.

17 (yy) Information prohibited from being disclosed under
18 the Illinois Educational Labor Relations Act.

19 (zz) Information prohibited from being disclosed under
20 the Illinois Public Labor Relations Act.

21 (aaa) Information prohibited from being disclosed
22 under Section 1-167 of the Illinois Pension Code.

23 (bbb) Information that is prohibited from disclosure
24 by the Illinois Police Training Act and the Illinois State
25 Police Act.

26 (ccc) Records exempt from disclosure under Section

1 2605-304 of the Illinois State Police Law of the Civil
2 Administrative Code of Illinois.

3 (ddd) Information prohibited from being disclosed
4 under Section 35 of the Address Confidentiality for
5 Victims of Domestic Violence, Sexual Assault, Human
6 Trafficking, or Stalking Act.

7 (eee) Information prohibited from being disclosed
8 under subsection (b) of Section 75 of the Domestic
9 Violence Fatality Review Act.

10 (fff) Images from cameras under the Expressway Camera
11 Act and all automated license plate reader (ALPR)
12 information used and collected by the Illinois State
13 Police. "ALPR information" means information gathered by
14 an ALPR or created from the analysis of data generated by
15 an ALPR. This subsection (fff) is inoperative on and after
16 July 1, 2028.

17 (ggg) Information prohibited from disclosure under
18 paragraph (3) of subsection (a) of Section 14 of the Nurse
19 Agency Licensing Act.

20 (hhh) Information submitted to the Illinois State
21 Police in an affidavit or application for an assault
22 weapon endorsement, assault weapon attachment endorsement,
23 .50 caliber rifle endorsement, or .50 caliber cartridge
24 endorsement under the Firearm Owners Identification Card
25 Act.

26 (iii) Data exempt from disclosure under Section 50 of

1 the School Safety Drill Act.

2 (jjj) Information exempt from disclosure under Section
3 30 of the Insurance Data Security Law.

4 (kkk) Confidential business information prohibited
5 from disclosure under Section 45 of the Paint Stewardship
6 Act.

7 (lll) Data exempt from disclosure under Section
8 2-3.196 of the School Code.

9 (mmm) Information prohibited from being disclosed
10 under subsection (e) of Section 1-129 of the Illinois
11 Power Agency Act.

12 (nnn) Materials received by the Department of Commerce
13 and Economic Opportunity that are confidential under the
14 Music and Musicians Tax Credit and Jobs Act.

15 (ooo) Data or information provided pursuant to Section
16 20 of the Statewide Recycling Needs and Assessment Act.

17 (ppp) Information that is exempt from disclosure under
18 Section 28-11 of the Lawful Health Care Activity Act.

19 (qqq) Information that is exempt from disclosure under
20 Section 7-101 of the Illinois Human Rights Act.

21 (rrr) Information prohibited from being disclosed
22 under Section 4-2 of the Uniform Money Transmission
23 Modernization Act.

24 (sss) Information exempt from disclosure under Section
25 40 of the Student-Athlete Endorsement Rights Act.

26 (ttt) Audio recordings made under Section 30 of the

1 Illinois State Police Act, except to the extent authorized
2 under that Section.

3 (uuu) Information prohibited from being disclosed
4 under Section 30-5 of the Digital Assets Regulation Act.

5 (vvv) ~~(uuu)~~ Information exempt from disclosure under
6 Section 70 of the End-of-Life Options for Terminally Ill
7 Patients Act.

8 (www) Information exempt from disclosure under the
9 Autism Data Privacy Act.

10 (Source: P.A. 103-8, eff. 6-7-23; 103-34, eff. 6-9-23;
11 103-142, eff. 1-1-24; 103-372, eff. 1-1-24; 103-472, eff.
12 8-1-24; 103-508, eff. 8-4-23; 103-580, eff. 12-8-23; 103-592,
13 eff. 6-7-24; 103-605, eff. 7-1-24; 103-636, eff. 7-1-24;
14 103-724, eff. 1-1-25; 103-786, eff. 8-7-24; 103-859, eff.
15 8-9-24; 103-991, eff. 8-9-24; 103-1049, eff. 8-9-24; 103-1081,
16 eff. 3-21-25; 104-10, eff. 6-16-25; 104-18, eff. 6-30-25;
17 104-417, eff. 8-15-25; 104-428, eff. 8-18-25; 104-441, eff.
18 9-12-26; 104-457, eff. 6-1-26; revised 1-7-26.)

19 Section 95. No acceleration or delay. Where this Act makes
20 changes in a statute that is represented in this Act by text
21 that is not yet or no longer in effect (for example, a Section
22 represented by multiple versions), the use of that text does
23 not accelerate or delay the taking effect of (i) the changes
24 made by this Act or (ii) provisions derived from any other
25 Public Act.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".